

Shelter Care date 7-25-2013

Response date 8/5-12 09:32am

FILED  
KITSAP COUNTY CLERK

12 JUL 25 PM 1:19

DAVID W. PETERSON

BY \_\_\_\_\_ DEPUTY

30 Day Staffing  
August 23, 2012 @ 11:00am  
DCFS

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF KITSAP  
JUVENILE DIVISION

Dependency of

Luis West

B.D.: 12/6/2005

NO. 12-7-00375-1

DEPENDENCY PETITION

I. BASIS

I represent to the court the following:

1.1 Information about the child:

Name: Luis West

Age: 6 years old

Sex: Male

Date of Birth: 12/6/2005

Address: homeless

1.2 The child:

( ) is an Indian child as defined in 25 U.S.C. 1903(4). The Indian Child Welfare Act, 25 U.S.C. 1901 et seq., applies to this proceeding. See attached Addendum to Petition.

(X) may be an Indian child as defined in 25 U.S.C. 1903(4). The Indian Child Welfare Act may apply to this proceeding. See attached Addendum to Petition.

( ) is or may be a Canadian Indian child or an unenrolled Indian child as defined in WAC 388-70-091 (2) and (3). The Indian Child Welfare Act does not apply to this proceeding.

( ) is not an Indian. The Indian Child Welfare Act does not apply to this proceeding.

DEPENDENCY PETITION

Page 1

DSHS 9-428x (12/09)

**1.3 Known information about the parent(s), guardian or custodian:**

- (a) **Name of ALLEGED father:** Luis Ewing/John Doe  
**Address:** 1911 SW Campus Drive, Apt 352,  
Federal Way, WA 98023
- (b) **Name of Mother:** Katherine West  
**Address:** Kitsap County Jail
- (c) **Marital status of parents:** Single

**1.4 The child is dependent according to RCW 13.34.030 (6) in that:**

- ( ) (a) the child has been abandoned, that is, the child's parent, guardian or other custodian has evidenced either by statement or conduct, an intention to forego, for an extended period, all parental rights or responsibilities despite an ability to do so;
- (X) (b) the child is abused or neglected as defined in Chapter 26.44 RCW;
- (X) (c) the child has no parent, guardian or custodian capable of adequately caring for the child, such that the child is in circumstances which constitute a danger of substantial damage to the child's psychological or physical development;

**1.5 The allegation of dependency is based on the following facts:**

1. Katherine West is the mother to Miles Tezano (DOB: 4/20/2000), Luis West (DOB: 12/6/2005) and Pheonix West (DOB: 8/9/2007)
2. Miles Tezano was the legal father to Miles. He is listed on the birth certificate. However, Mr. Miles states he will be providing the Department with DNA testing completed in another state demonstrating he is not the father.
3. Luis Ewing is the alleged father to Pheonix and Luis. He is not listed on the birth certificate.
4. Ms. West is currently incarcerated at the Kitsap County Jail. She states she has 3 FTA's out of King County for a DUI and may be transferred to the King County Jail. She stated she is attempting to post bail for herself.
5. Approximately 12 years ago, current protection order filed on Ms. West's behalf by the Pierce County Sheriff's department. This protection order expires on 1/1/2999. Miles, the child, was

DEPENDENCY PETITION

Page 2

DSHS 9-428x (12/09)

1 named as a protected party in the protection order. Both Ms. West and Miles are protected  
2 against, Mr. Miles Tezano.

- 3 6. Ms. West has a protection order protecting her from Mr. Larry Mase. This protection order  
4 expires on 2/6/2014. Ms. West has been residing with Mr. Mase on Mr. Mase's father's  
5 property.
- 6 7. On 12/6/2005, the hospital social worker reported that Ms. West was admitted to the hospital.  
7 Ms. West did not have any prenatal care during her pregnancy. Ms. West tested positive for  
8 methamphetamines, marijuana and ecstasy. Ms. West had disclosed to the nurses that she had  
9 2 previous children removed from her care.
- 10 8. On 12/7/2005, the hospital social worker also reported that Mr. Ewing refused to sign the  
11 paternity affidavit and has been uncooperative with the hospital staff. "Mr. Ewing is presenting  
12 himself as a federal attorney and continues to tell the hospital staff that they are violating the  
13 RCW and he is quoting them."
- 14 9. On 12/7/2005, Ms. West reported to the hospital social worker that she was shocked that she  
15 tested positive for drugs. She reported taking an energy pill from a neighbor as she did not have  
16 any energy. Ms. West further reported that she had a one night stand while she was married to  
17 Miles J. Tezano and that he is not the biological father. She shared that Miles is part African  
18 American and Mr. Tezano is apparently not. Ms. West is adamant that the biological father is Mr.  
19 Ewing.
- 20 10. On 12/7/2005, Ms. West disclosed that she had been previously married to Mr. Jerry West. They  
21 share two children with whom she does not have custody of.
- 22 11. On 12/7/2005, the Department spoke with Ms. West regarding a Voluntary Placement  
23 Agreement and PIC services. Ms. West declined a Voluntary Placement Agreement but did agree  
24 to take Luis to receive medical care.
- 25 12. On 12/7/2005, Mr. Ewing arrived at the home, while the Department social worker was present.  
26 He stated he was a federal attorney and refused to speak to the social worker. Instead he  
27 handed papers to the social worker and stated, "You have been served," then walked to his car  
28 and drove away.
- 29 13. On 12/8/2005, Ms. West agreed to a Voluntary Placement agreement and a safety plan with the  
30 Department. Random urinalysis, parenting classes and services through PCAP were  
31 recommended services.
- 32 14. On 12/14/2005, the social worker was able to confirm that Mr. Ewing was a member of the  
33 American Bar Association, but Mr. Ewing's name or his membership number (given by Mr. Ewing  
34 in his emails) was not found on the Federal Bar Association.
- 35 15. On 12/14/2005, the hospital social worker stated that the hospital received an anonymous  
36 female calling to report that Ms. West had asked her to help kidnap her baby from the hospital.

37 **DEPENDENCY PETITION**

38 **Page 3**

**DSHS 9-428x (12/09)**

1 During the night, Ms. West took Luis's medical ID off and security was notified. Ms West was  
2 escorted out by Puyallup PD. Baby Luis was at PICC.

3 16. On 11/2009, Ms. West requested a no-contact order protecting her from Mr. Ewing.

4 17. On 9/2010, Ms. West requested a no-contact order protecting her from Mr. Ewing.

5 18. On 9/2011, Pierce County court records indicate a pending criminal matter against Mr. Ewing. It  
6 is unclear what the original charges were; however, court records show harassment charges and  
violations of protection order charges later in the criminal matter.

7 19. On 10/19/2011, Mr. Ewing, alleged father of Luis and Pheonix, reported concerns that the  
8 children were being exposed to drug manufacturing. Mr. Ewing reported that Ms. West  
9 obtained a no-contact order protecting her from him, "pretended to get back together with him  
10 and then called law enforcement." He further disclosed that Ms. West had taken most of his  
valuable belongings such as his mustang and furniture. Mr. Ewing had hired a private  
investigator and learned about Ms. West manufacturing methamphetamines.

11 20. On 10/20/2011, the social worker attempted to visit Ms. West at her home. When the social  
12 worker arrived at the home, Ms. West attempted to give another name. The social worker also  
13 reported feeling unsafe as there was unusual activity such as men running from a trailer to the  
home with a bucket and placing unknown items the trunk of a car. When LE arrived, it was made  
known that one of these men, Larry Tache, had a history of manufacturing methamphetamines.

14 21. On 10/25/2011, Ms. West reported that she struggles with PTSD as she alleged that Mr. Ewing  
15 raping and threatening her. She stated that she has suffered domestic violence for years from  
Mr. Ewing.

16 22. On 10/28/2011, Mr. Ewing began sending a series of emails alleging that Ms. West is engaging in  
17 various criminal activities and stated he would begin a lawsuit against various agencies. Mr.  
18 Ewing listed his contact information through Skype as well as 7 different emails such as  
rcwcodebuster@gmail.com and so forth.

19 23. On 11/2011, Mr. Ewing petitioned the court for a DV protection order protecting him from Ms.  
20 West.

21 24. On 5/8/2012, the school counselor at Blix Elementary reported that Luis and Miles have missed  
22 60 days of school since the beginning of the school year. The children have been late 49 times.  
23 The school reports that Ms. West dresses "provocative and trashy." Luis and Miles often show  
up at 12:00 pm. The previous week Luis stated that he had not eaten yet by the time he got to  
school.

24 25. On 5/8/2012, it was further reported that during the previous week Luis was excited for a field  
25 trip to the zoo. The teacher was concerned because Ms. West had not signed the permission  
26 slip. The teacher reported that she saw Ms. West in the parking lot and went out there to have  
her sign the permission slip. Ms. West appeared "high on drugs." Luis showed up for school at

1 12:30 pm and missed the field trip to the zoo. The school reported that Luis was devastated. The  
2 next day Luis never showed up at all to school. The school is attempting file the BECCA.

3 26. On 7/24/2012, Kitsap County Sheriff found Ms. West and her three children, Miles, Luis, and  
4 Pheonix, at Horseshoe Lake Park. The Deputy reported that the family had been camping at the  
5 park in a vehicle and they are homeless. The vehicle had been reported stolen. Ms. West had a  
boyfriend with her but he fled the scene when police arrived. Ms. West was arrested and taken  
to the Kitsap County Jail.

6 27. On 7/24/2012, it was also disclosed that Ms. West has a warrant for a previous DUI. Ms. West  
7 was arrested for possession of stolen property.

8 28. On 7/24/2012, Miles, Luis and Pheonix were placed into protective custody.

9 29. Ms. West's criminal history includes at least three DUI, two PSP charges, two forgery charges  
and one shoplifting charge.

10 30. That the following reasonable efforts were made to prevent out-of-home placement: Due to the  
11 emergent nature of the referral, services were not able to be provided prior to foster care  
12 placement. However, in previous contact with Ms. West the following services were offered:  
Child Protection Team staffing, random urinalysis, safety planning, PCAP services, and VPA's.

II. RELIEF REQUESTED

I request that the court inquire into this matter and make such order as the court finds to be in the best interest of the child and justice.

Date: 7-25-12

Paege Cummings  
Petitioner

Darlene Kennedy  
DCFS Supervisor

[Signature]  
Assistant Attorney General, WSBA# 34146

DEPENDENCY PETITION

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III. VERIFICATION

STATE OF WASHINGTON )  
COUNTY OF KITSAP )ss.

The undersigned on oath states that:

3.1 I am the petitioner in this matter: Paige Cummings, DCFS

3.2 I have read the above petition, know its contents, and believe it to be true.

Paige Cummings  
Petitioner

Paige Cummings  
Type or Print Name

3423 6th Street, Ste 217, Bremerton, WA 98312  
Mailing Address

(360) 475-3694  
Telephone Number

SUBSCRIBED AND SWORN TO this 25th day of July, 2012.



Joetda Wickline

NOTARY PUBLIC in and for the State of Washington

My commission expires: 5-10-2016

FILED  
KITSAP COUNTY CLERK.

12 JUL 25 PM 1:19

DAVID W. PETERSON

BY \_\_\_\_\_ DEPUTY

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF KITSAP  
JUVENILE DEPARTMENT

IN RE THE DEPENDENCY OF: )

Luis West )

D.O.B. 12/6/2005 )

NO. 12-7-00375-1

MOTION AND AFFIDAVIT FOR  
ORDER TO TAKE CHILD INTO CUSTODY  
PURSUANT TO RCW 13.34.050

I. MOTION

COMES NOW the undersigned and moves the court for an order to take the above-named child into custody based on the following affidavit.

DATED: 7.25.12

*Ralph Cummings*  
DEPT. OF SOCIAL & HEALTH SERVICES,  
DIVISION OF CHILDREN & FAMILY  
SERVICES

II. AFFIDAVIT

STATE OF WASHINGTON )

: ss.

County of Kitsap )

The undersigned being first duly sworn upon, deposes and says:

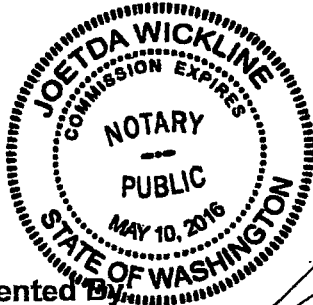
1. My relationship to the child is: DCFS social worker.
2. A petition has been filed with the juvenile court alleging that the child is dependent, and the allegations in the petition are incorporated herein by reference.



3. I believe that the child's health, safety and welfare will be seriously endangered if the child is not taken into custody as shown in the Dependency Petition filed herewith and incorporated herein by reference.

Raige Cummins  
DCFS SOCIAL WORKER

SUBSCRIBED AND SWORN to before me this 25th day of July, 2012



Joetda Wickline  
NOTARY PUBLIC in and for the State of Washington

My Commission Expires: 5-10-16

Presented by

[Signature]  
ASSISTANT ATTORNEY GENERAL, WSBA# 3116

FILED  
KITSAP COUNTY CLERK

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DAVID W. PETERSON

BY \_\_\_\_\_ DEPUTY

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF KITSAP  
JUVENILE DEPARTMENT

IN RE THE DEPENDENCY OF:

Luis West

D.O.B. 12/6/2005

Minor Child(ren)

NO. 12-7-00375-1  
ORDER TO TAKE CHILD INTO  
CUSTODY AND PLACEMENT IN  
SHELTER CARE

I. BASIS

THE COURT having considered a motion, statement and declaration requesting an order to take the above-named child into custody.

II. FINDINGS

The court FINDS that:

- 2.1 A petition has been filed with the Court alleging that the child is dependent pursuant to RCW 13.34.030(5).
- 2.2 It is currently contrary to the welfare of the child to remain in the child's home. The petition and/or supporting declarations and affidavits establish reasonable grounds to believe that the child is dependent and the child's health, safety, and welfare will be seriously endangered if not taken into custody.

ORDER TAKING CHILD INTO CUSTODY  
AND PLACEMENT IN SHELTER CARE  
Floor

1

ATTORNEY GENERAL OF WASHINGTON  
1019 Pacific Avenue South, 3<sup>rd</sup>

Tacoma, WA 98402-4411  
(253) 593-5243

2.3 The petitioner has demonstrated that there is a risk of imminent harm to the child in the child's home. The assessment of risk by petitioner constitutes reasonable efforts to prevent or eliminate the need for removal of the child from the child's home and:

- ☒ due to the risk of imminent harm to the child, there are no reasonably available services that can be provided to the parent(s) to maintain the child in the child's home at this time.
- ☐ services previously offered or provided to the parent(s) have been unable to remedy the unsafe conditions in the home;
- ☒ there is no parent, guardian or legal custodian known to petitioner at this time who is available to take custody of the child; and/or
- ☐ Other \_\_\_\_\_

### III. ORDER

IT IS ORDERED that:

- 3.1 The above-named minor child shall be taken into custody by a law enforcement officer, probation counselor, or child protective services worker, and placed in a facility licensed pursuant to RCW 74.15.030, or in a home not required to be licensed pursuant to that section, under the supervision of DSHS.
- 3.2 The supervising agency may authorize evaluations of the child's physical or emotional condition, routine medical and dental examination and care, and all necessary emergency care.
- 3.3 The child shall remain in shelter care for not more than 72 hours from the time the child is taken into custody, excluding Saturdays, Sundays and holidays, unless an order authorizing continued shelter is entered.

DATED: 7/25/12

  
JUDGE/COMMISSIONER

PRESENTED BY:

  
ASSISTANT ATTORNEY GENERAL, WSBA# 29140

ORDER TAKING CHILD INTO CUSTODY  
AND PLACEMENT IN SHELTER CARE  
Floor

2

ATTORNEY GENERAL OF WASHINGTON  
1019 Pacific Avenue South, 3<sup>rd</sup>  
Tacoma, WA 98402-4411  
(253) 593-5243

Shelter Care date 7-25-12 @ 1:30pm

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JUL 25 2012  
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BY \_\_\_\_\_ DEPUTY

Response date 8/15-12 @ 9:30am

30 Day Staffing  
August 23, 2012 @ 11:00am  
DCFS

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF KITSAP  
JUVENILE DIVISION

Dependency of

Pheonix West

B.D.: 8/9/2007

NO. 127-0376-9

DEPENDENCY PETITION

I. BASIS

I represent to the court the following:

1.1 Information about the child:

Name: Pheonix West

Age: 4 years old

Sex: male

Date of Birth: 8/9/2007

Address: homeless

1.2 The child:

( ) is an Indian child as defined in 25 U.S.C. 1903(4). The Indian Child Welfare Act, 25 U.S.C. 1901 et seq., applies to this proceeding. See attached Addendum to Petition.

(X) may be an Indian child as defined in 25 U.S.C. 1903(4). The Indian Child Welfare Act may apply to this proceeding. See attached Addendum to Petition.

( ) is or may be a Canadian Indian child or an unenrolled Indian child as defined in WAC 388-70-091 (2) and (3). The Indian Child Welfare Act does not apply to this proceeding.

( ) is not an Indian. The Indian Child Welfare Act does not apply to this proceeding.

DEPENDENCY PETITION

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DSHS 9-428x (12/09)

**1.3 Known information about the parent(s), guardian or custodian:**

- (a) **Name of ALLEGED father:** Luis Ewing/ John Doe  
**Address:** 1911 SW Campus Drive, Apt 352,  
 Federal Way, WA 98023
- (b) **Name of Mother:** Katherine West  
**Address:** Kitsap County Jail
- (c) **Marital status of parents:** Single

**1.4 The child is dependent according to RCW 13.34.030 (6) in that:**

- ( ) (a) the child has been abandoned, that is, the child's parent, guardian or other custodian has evidenced either by statement or conduct, an intention to forego, for an extended period, all parental rights or responsibilities despite an ability to do so;
- (X) (b) the child is abused or neglected as defined in Chapter 26.44 RCW;
- (X) (c) the child has no parent, guardian or custodian capable of adequately caring for the child, such that the child is in circumstances which constitute a danger of substantial damage to the child's psychological or physical development;

**1.5 The allegation of dependency is based on the following facts:**

1. Katherine West is the mother to Miles Tezano (DOB: 4/20/2000), Luis West (DOB: 12/6/2005) and Pheonix West (DOB: 8/9/2007)
2. Miles Tezano was the legal father to Miles. He is listed on the birth certificate. However, Mr. Miles states he will be providing the Department with DNA testing completed in another state demonstrating he is not the father.
3. Luis Ewing is the alleged father to Pheonix and Luis. He is not listed on the birth certificate.
4. Ms. West is currently incarcerated at the Kitsap County Jail. She states she has 3 FTA's out of King County for a DUI and may be transferred to the King County Jail. She stated she is attempting to post bail for herself.
5. Approximately 12 years ago, current protection order filed on Ms. West's behalf by the Pierce County Sheriff's department. This protection order expires on 1/1/2999. Miles, the child, was named as a protected party in the protection order. Both Ms. West and Miles are protected against, Mr. Miles Tezano.

- 1 6. Ms. West has a protection order protecting her from Mr. Larry Mase. This protection order  
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- 4 7. On 12/6/2005, the hospital social worker reported that Ms. West was admitted to the hospital.  
5 Ms. West did not have any prenatal care during her pregnancy. Ms. West tested positive for  
6 methamphetamines, marijuana and ecstasy. Ms. West had disclosed to the nurses that she had  
7 2 previous children removed from her care.
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14 any energy. Ms. West further reported that she had a one night stand while she was married to  
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DEPENDENCY PETITION

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25. On 5/8/2012, it was further reported that during the previous week Luis was excited for a field  
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DEPENDENCY PETITION

Page 4

DSHS 9-428x (12/09)

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2 boyfriend with her but he fled the scene when police arrived. Ms. West was arrested and taken  
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3 27. On 7/24/2012, it was also disclosed that Ms. West has a warrant for a previous DUI. Ms. West  
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6 29. Ms. West's criminal history includes at least three DUI, two PSP charges, two forgery charges  
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9 emergent nature of the referral, services were not able to be provided prior to foster care  
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27 **DEPENDENCY PETITION**

Page 5

28 **DSHS 9-428x (12/09)**



II. RELIEF REQUESTED

I request that the court inquire into this matter and make such order as the court finds to be in the best interest of the child and justice.

Date:

Petitioner

DCFS Supervisor

Assistant Attorney General, WSBA#

III. VERIFICATION

STATE OF WASHINGTON )  
COUNTY OF KITSAP )ss

The undersigned on oath states that:

3.1 I am the petitioner in this matter: Paige Cummings, DCFS

3.2 I have read the above petition, know its contents, and believe it to be true.

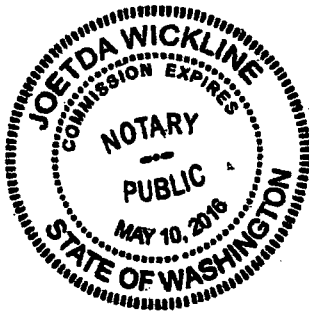
Paige Cummings  
Petitioner

Paige Cummings  
Type or Print Name

3423 6th Street, Ste 217, Bremerton, WA 98312  
Mailing Address

(360) 475-3694  
Telephone Number

SUBSCRIBED AND SWORN TO this 25th day of July, 2012.



Joetda Wickline

NOTARY PUBLIC in and for the State of Washington

My commission expires: 5-10-16

FILED  
KITSAP COUNTY CLERK

12 JUL 25 PM 1:25

DAVID W. PETERSON

BY \_\_\_\_\_ DEPUTY

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF KITSAP  
JUVENILE DEPARTMENT

IN RE THE DEPENDENCY OF: )

Pheonix West )

D.O.B. 8/9/2007 )

NO. 12-7-00376-9

MOTION AND AFFIDAVIT FOR  
ORDER TO TAKE CHILD INTO CUSTODY  
PURSUANT TO RCW 13.34.050

I. MOTION

COMES NOW the undersigned and moves the court for an order to take the above-named child into custody based on the following affidavit.

DATED: 7-25-12

*Kraig Cummins*  
DEPT. OF SOCIAL & HEALTH SERVICES,  
DIVISION OF CHILDREN & FAMILY  
SERVICES

II. AFFIDAVIT

STATE OF WASHINGTON )

: ss.

County of Kitsap )

The undersigned being first duly sworn upon, deposes and says:

1. My relationship to the child is: DCFS social worker.
2. A petition has been filed with the juvenile court alleging that the child is dependent, and the allegations in the petition are incorporated herein by reference.

3. I believe that the child's health, safety and welfare will be seriously endangered if the child is not taken into custody as shown in the Dependency Petition filed herewith and incorporated herein by reference.

  
DCFS SOCIAL WORKER

SUBSCRIBED AND SWORN to before me this 25th day of July, 2012

NOTARY PUBLIC in and for the State of  
Washington

My Commission Expires: \_\_\_\_\_

Presented By:

  
ASSISTANT ATTORNEY GENERAL, WSBA# 251040

FILED  
KITSAP COUNTY CLERK

12 JUL 25 PM 1:25

DAVID W. PETERSON

BY \_\_\_\_\_ DEPUTY

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF KITSAP  
JUVENILE DEPARTMENT

IN RE THE DEPENDENCY OF:

Pheonix West

D.O.B. 8/9/2007

Minor Child(ren)

NO. 12-7-00376-9

ORDER TO TAKE CHILD INTO  
CUSTODY AND PLACEMENT IN  
SHELTER CARE

I. BASIS

THE COURT having considered a motion, statement and declaration requesting an order to take the above-named child into custody.

II. FINDINGS

The court FINDS that:

2.1 A petition has been filed with the Court alleging that the child is dependent pursuant to RCW 13.34.030(5).

2.2 It is currently contrary to the welfare of the child to remain in the child's home. The petition and/or supporting declarations and affidavits establish reasonable grounds to believe that the child is dependent and the child's health, safety, and welfare will be seriously endangered if not taken into custody.

ORDER TAKING CHILD INTO CUSTODY  
AND PLACEMENT IN SHELTER CARE  
Floor

1

ATTORNEY GENERAL OF WASHINGTON  
1019 Pacific Avenue South, 3<sup>rd</sup>

Tacoma, WA 98402-4411  
(253) 593-5243

2.3 The petitioner has demonstrated that there is a risk of imminent harm to the child in the child's home. The assessment of risk by petitioner constitutes reasonable efforts to prevent or eliminate the need for removal of the child from the child's home and:

☒ due to the risk of imminent harm to the child, there are no reasonably available services that can be provided to the parent(s) to maintain the child in the child's home at this time.

☐ services previously offered or provided to the parent(s) have been unable to remedy the unsafe conditions in the home;

☒ there is no parent, guardian or legal custodian known to petitioner at this time who is available to take custody of the child; and/or

☐ Other \_\_\_\_\_

### III. ORDER

IT IS ORDERED that:

3.1 The above-named minor child shall be taken into custody by a law enforcement officer, probation counselor, or child protective services worker, and placed in a facility licensed pursuant to RCW 74.15.030, or in a home not required to be licensed pursuant to that section, under the supervision of DSHS.

3.2 The supervising agency may authorize evaluations of the child's physical or emotional condition, routine medical and dental examination and care, and all necessary emergency care.

3.3 The child shall remain in shelter care for not more than 72 hours from the time the child is taken into custody, excluding Saturdays, Sundays and holidays, unless an order authorizing continued shelter is entered.

DATED: 7/25/12

JUDGE/COMMISSIONER

PRESENTED BY:

ASSISTANT ATTORNEY GENERAL, WSBA#

ORDER TAKING CHILD INTO CUSTODY  
AND PLACEMENT IN SHELTER CARE  
Floor

2

ATTORNEY GENERAL OF WASHINGTON

1019 Pacific Avenue South, 3<sup>rd</sup>

Tacoma, WA 98402-4411  
(253) 693-5243

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF KITSAP  
JUVENILE DEPARTMENT

DEPENDENCY OF: )

Pheonix West )

D.O.B. 8/9/2007 )

NO. 12-70376-9

NOTICE & SUMMONS/ORDER  
(DEPENDENCY/GUARDIANSHIP)

STATE OF WASHINGTON TO:

Name: Luis Ewing

Address: 1911 SW Campus Drive, Apt 352, Federal Way, WA 98023

I. NOTICE OF HEARING

1.1 You are notified that a petition, a copy of which is attached, was filed with this Court alleging that:

☐ the above-named child is dependent. A dependency petition begins a process which, if the child is found dependent, could result in substantial restriction or permanent loss of your parental rights.

☐ guardianship should be established for the above-named child. A guardianship petition, if granted, could result in substantial restrictions of your parental rights.

1.2 A hearing will be held:

On 7/25/2012 at 1:30 pm  
(Date) (Time)

Address: KITSAP COUNTY SUPERIOR COURT  
1338 SW Old Clifton Road  
PORT ORCHARD, WA 98366

1.3 The purpose of the hearing is to hear and consider evidence on the petition.

1.4 If you do not appear THE COURT MAY ENTER AN ORDER IN YOUR ABSENCE:

☒ establishing Dependency;  
☐ establishing Guardianship.

1.5 If the child is placed in out-of-home care, you may be held responsible for the support of the child.

II. SUMMONS/ORDER TO APPEAR

- 2.1 ☒ YOU ARE SUMMONED AND REQUIRED to appear at the hearing on the date, time, and place indicated.
- 2.2 ☐ YOU ARE ORDERED AND REQUIRED as the parent, guardian or custodian having custody or control of the child to bring the child to the hearing.

NOTICE

VIOLATION OF THIS ORDER OR SUMMONS IS SUBJECT TO A PROCEEDING FOR CONTEMPT OF COURT PURSUANT TO RCW 13.34.070.

III. ADVICE OF RIGHTS

- 3.1 You have important legal rights, and you must take steps to protect your interest.
- 3.2 You have the right to a fact finding hearing before a judge. At the hearing, you have the right to speak on your own behalf, to introduce evidence, to examine witnesses, and to receive a decision based solely on the evidence presented to the judge. You should attend this hearing.
- 3.3 You have the right to be represented by a lawyer. If you cannot afford a lawyer, you have the right to request a public defender. If you qualify, a lawyer will be appointed by the Court to represent you.
- 3.4 Your lawyer can look at the social and legal files in your case, talk to the agency social worker, tell you about the law, help you understand your rights and help you at hearings.
- 3.5 If you wish to have a lawyer appointed contact JUVENILE COURT SERVICES:

Address: JUVENILE COURT SERVICES  
1338 S.W. OLD CLIFTON ROAD  
PORT ORCHARD, WA 98366

Phone: (360) 337-5480

DATED this 25th day of July, 2012.

DAVID W. PETERSON, CLERK

By: Shawn Johnson  
Deputy Clerk



IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF KITSAP  
JUVENILE DEPARTMENT

DEPENDENCY OF:

Luis West

D.O.B. 12/6/2005

NO.

12-7-00375-1  
NOTICE & SUMMONS/ORDER  
(DEPENDENCY/GUARDIANSHIP)

STATE OF WASHINGTON TO:

Name: Luis Ewing

Address: 1911 SW Campus Drive, Apt 352, Federal Way, WA 98023

I. NOTICE OF HEARING

1.1 You are notified that a petition, a copy of which is attached, was filed with this Court alleging that:

☐ the above-named child is dependent. A dependency petition begins a process which, if the child is found dependent, could result in substantial restriction or permanent loss of your parental rights.

☐ guardianship should be established for the above-named child. A guardianship petition, if granted, could result in substantial restrictions of your parental rights.

1.2 A hearing will be held:

On 7/25/2012 at 1:30 pm  
(Date) (Time)

Address: KITSAP COUNTY SUPERIOR COURT  
1338 SW Old Clifton Road  
PORT ORCHARD, WA 98366

1.3 The purpose of the hearing is to hear and consider evidence on the petition.

1.4 If you do not appear THE COURT MAY ENTER AN ORDER IN YOUR ABSENCE:

☒ establishing Dependency;  
☐ establishing Guardianship.

1.5 If the child is placed in out-of-home care, you may be held responsible for the support of the child.

II. SUMMONS/ORDER TO APPEAR

- 2.1 ☒ YOU ARE SUMMONED AND REQUIRED to appear at the hearing on the date, time, and place indicated.
- 2.2 ☐ YOU ARE ORDERED AND REQUIRED as the parent, guardian or custodian having custody or control of the child to bring the child to the hearing.

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- 3.3 You have the right to be represented by a lawyer. If you cannot afford a lawyer, you have the right to request a public defender. If you qualify, a lawyer will be appointed by the Court to represent you.
- 3.4 Your lawyer can look at the social and legal files in your case, talk to the agency social worker, tell you about the law, help you understand your rights and help you at hearings.
- 3.5 If you wish to have a lawyer appointed contact JUVENILE COURT SERVICES:

Address: JUVENILE COURT SERVICES  
1338 S.W. OLD CLIFTON ROAD  
PORT ORCHARD, WA 98366

Phone: (360) 337-5480

DATED this 25th day of July, 2012.

DAVID W. PETERSON, CLERK

By: 

Deputy Clerk

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF KITSAP  
JUVENILE DEPARTMENT

In Re the Welfare of:

PHOENIX WEST, 8/9/07

NO. 13-7-00248-5

NOTICE AND SUMMONS/ORDER  
RE: TERMINATION OF PARENT-CHILD  
RELATIONSHIP

STATE OF WASHINGTON, TO: LUIS EWING

I. NOTICE OF HEARING

1.1 You are notified that a termination petition has been filed against you with this court, a copy of which is attached, in which it is alleged that the above-named child is dependent and that a permanent termination of the parent-child relationship should occur.

1.2 A hearing will be held on **Monday, October 7, 2013, at 1:30 p.m.**, the at Kitsap County Juvenile Court, Kitsap County Juvenile Center, 1338 SW Old Clifton Road, Port Orchard, WA 98366.

1.3 The purpose of the hearing is to hear and consider evidence on the petition.

1.4 If you do not appear, THE COURT MAY ENTER AN ORDER IN YOUR ABSENCE, permanently terminating your parental rights. If the child is placed in out-of-home care, you may be held responsible for the support of the child.

II. SUMMONS

YOU ARE SUMMONED to appear at the hearing on the date, time, and place indicated.

III. NOTICE

VIOLATION OF THIS ORDER OR SUMMONS IS SUBJECT TO A PROCEEDING FOR CONTEMPT OF COURT PURSUANT TO RCW 13.34.070.

COPY

NOTICE AND SUMMONS/ORDER  
RE: TERMINATION OF PARENT-CHILD  
RELATIONSHIP

## IV. ADVICE OF RIGHTS

4.1 You have the right to a fact-finding hearing before a judge.

4.2 You have the right to have a lawyer represent you at the hearing. A lawyer can look at the files in your case, talk with the Department of Social and Health Services and other agencies, tell you about the law, help you understand your rights, and help you at hearings. If you cannot afford a lawyer, the court will appoint one to represent you. To get a court-appointed lawyer, you must contact JUVENILE COURT SERVICES, 1338 S.W. OLD CLIFTON ROAD, PORT ORCHARD, WA 98366; PHONE (360) 337-5401.

4.3 If your child is (a) a member of a federally recognized Indian Tribe, Band, or Nation; or (b) eligible for tribal membership and the biological child of a tribal member, you have specific rights. You have the right to request that this case be transferred to the court of the tribe of which your child is a member or eligible to be a member. You also have the right to object to a transfer of jurisdiction to Tribal Court. Additionally, you have the right to request and be granted an additional twenty (20) days to prepare for participation in the termination hearing.

4.4 At the hearing, you have the right to speak on your own behalf, to introduce evidence, to examine witnesses, and to receive a decision based solely on the evidence presented to the judge.

4.5 You should be present at this hearing.

4.6 You may call the Department for more information about your child. The agency's name and telephone number are the department of Social and Health Services at 1-800-423-6246; or Kelly Linscott at (360) 475-3486.

DATED this 12<sup>th</sup> day of August, 2013.

BY DIRECTION OF THE HONORABLE

\_\_\_\_\_, Judge

DAVID W. PETERSON, CLERK

By

Shawn Johnson  
Deputy Clerk

FILED  
KITSAP COUNTY CLERK

13 JUN 10 AM 11:33

DAVID W. PETERSON

BY \_\_\_\_\_ DEPUTY

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF KITSAP  
JUVENILE DEPARTMENT

In re the Welfare of:

PHOENIX WEST, 08/09/2007

NO: 13-7-00298-5

PETITION FOR TERMINATION OF  
PARENT-CHILD RELATIONSHIP

COMES NOW the State of Washington, Department of Social and Health Services, and petitions the court for entry of an order permanently terminating the parent-child relationship between the above-named minor child, LUIS EWING and KATHERINE WEST.

I. PARTIES

1. Petitioner: KELLY LINSKOTT  
Dept. of Social & Health Services  
3423 6<sup>th</sup> St (MS: W18-3)  
Bremerton, WA 98312
2. Child's Mother: KATHERINE WEST
3. Child's Father: LUIS EWING
4. Guardian ad Litem: STEPHENIE HOOKER  
Guardian ad Litem Office  
1338 SW Old Clifton Rd  
Port Orchard, WA 98366

COPY

## II. FACTUAL ALLEGATIONS

1. PHOENIX WEST is a dependent child who is within or resides within Kitsap County, Washington.

2. PHOENIX WEST was first found a dependent child, pursuant to RCW 13.34.030(5) on October 23, 2012 as to the mother and in November 2012 as to the father.

3. A dispositional hearing was held on November 7, 2013, and a dispositional order was subsequently entered as to the mother. A dispositional hearing was held on December 7, 2013, and a dispositional order was subsequently entered as to the father.

4. Since being found to be a dependent child, the Kitsap County Juvenile Court has continued to find PHOENIX WEST to be a dependent child and temporary ward of the court.

5. PHOENIX WEST was removed from the custody of the parents, pursuant to court order on July 25, 2012, and has remained out of the parents' care since that time.

6. All services ordered under RCW 13.34.130 have been expressly and understandably offered or provided to KATHERINE WEST, including: Drug/Alcohol evaluation and treatment; random UA's, Parenting classes, psychological evaluation and parenting assessment, domestic violence support groups, and a mental health intake. All services ordered under RCW 13.34.130 have been expressly and understandably offered and/or provided to LUIS EWING, including: Domestic Violence evaluation and follow recommendations, Parenting classes, and a psychological evaluation and parenting assessment

7. The child's mother and father have made little or no attempt at the services offered toward correcting their parental deficiencies.

8. PHOENIX WEST is not an Indian child as defined by the Indian Child Welfare Act, 25 U.S.C. §1901, et. seq.

9. The Service members Civil Relief Act of 2003, 50 U.S.C. §501, et. seq., does not apply to this proceeding.

10. There is little likelihood that conditions will be remedied so that the child can be returned to either parent in the near future.

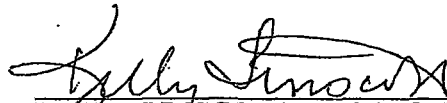
11. Continuance of the parent-child relationship clearly diminishes the child's prospects for integration into a stable and permanent home because adoption would be in the child's long-term best interest, and no adoption is possible so long as the parents retain their parental rights.

12. All necessary services, reasonably available, capable of correcting the parental deficiencies within the foreseeable future, have been offered or provided.

### III. PRAYER

Your petitioner prays for entry of an order permanently terminating the parent-child relationship between the above-named minor child, KATHERINE WEST and LUIS EWING.

DATED this 7<sup>th</sup> day of June, 2013.

  
KELLY LINSKOTT, Social Worker  
Department of Social & Health Services

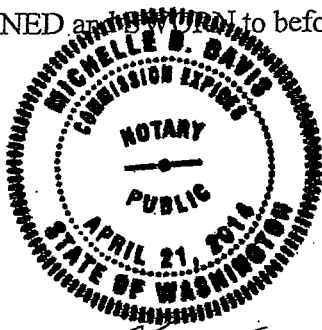
1 STATE OF WASHINGTON )  
2 County of Kitsap ) ss.

3 KELLY LINSCOTT, being first duly sworn, upon oath, deposes and says:

4 I am the petitioner. I have read the Petition for Termination of Parent-Child Relationship,  
5 know the contents, and believe the same to be true.

6 Kelly Linscott  
7 KELLY LINSCOTT, Social Worker  
8 Department of Social & Health Services

9 SIGNED and sworn to before me, this 7<sup>th</sup> day of June, 2013.



10 Michelle D. Davis  
11 Michelle D. Davis  
12 NOTARY PUBLIC in and for State of Washington  
13 Commission Expires: 4/21/14

14 Peter Kay  
15 PETER KAY, WSBA #24331  
16 Assistant Attorney General  
17  
18  
19  
20  
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26



IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF KITSAP  
JUVENILE DEPARTMENT

In Re the Welfare of:

NO. 13-7-00247-7

LUIS WEST, 12/6/05

NOTICE AND SUMMONS/ORDER  
RE: TERMINATION OF PARENT-CHILD  
RELATIONSHIP

STATE OF WASHINGTON, TO: LUIS EWING

I. NOTICE OF HEARING

1.1 You are notified that a termination petition has been filed against you with this court, a copy of which is attached, in which it is alleged that the above-named child is dependent and that a permanent termination of the parent-child relationship should occur.

1.2 A hearing will be held on Monday, October 7, 2013, at 1:30 p.m., at Kitsap County Juvenile Court, Kitsap County Juvenile Center, 1338 SW Old Clifton Road, Port Orchard, WA 98366.

1.3 The purpose of the hearing is to hear and consider evidence on the petition.

1.4 If you do not appear, THE COURT MAY ENTER AN ORDER IN YOUR ABSENCE, permanently terminating your parental rights. If the child is placed in out-of-home care, you may be held responsible for the support of the child.

II. SUMMONS

YOU ARE SUMMONED to appear at the hearing on the date, time, and place indicated.

III. NOTICE

VIOLATION OF THIS ORDER OR SUMMONS IS SUBJECT TO A PROCEEDING FOR CONTEMPT OF COURT PURSUANT TO RCW 13.34.070.

COPY

## IV. ADVICE OF RIGHTS

4.1 You have the right to a fact-finding hearing before a judge.

4.2 You have the right to have a lawyer represent you at the hearing. A lawyer can look at the files in your case, talk with the Department of Social and Health Services and other agencies, tell you about the law, help you understand your rights, and help you at hearings. If you cannot afford a lawyer, the court will appoint one to represent you. To get a court-appointed lawyer, you must contact **JUVENILE COURT SERVICES, 1338 S.W. OLD CLIFTON ROAD, PORT ORCHARD, WA 98366; PHONE (360) 337-5401.**

4.3 If your child is (a) a member of a federally recognized Indian Tribe, Band, or Nation; or (b) eligible for tribal membership and the biological child of a tribal member, you have specific rights. You have the right to request that this case be transferred to the court of the tribe of which your child is a member or eligible to be a member. You also have the right to object to a transfer of jurisdiction to Tribal Court. Additionally, you have the right to request and be granted an additional twenty (20) days to prepare for participation in the termination hearing.

4.4 At the hearing, you have the right to speak on your own behalf, to introduce evidence, to examine witnesses, and to receive a decision based solely on the evidence presented to the judge.

4.5 You should be present at this hearing.

4.6 You may call the Department for more information about your child. The agency's name and telephone number are the department of Social and Health Services at 1-800-423-6246; or Kelly Linscott at (360) 475-3486.

DATED this 12<sup>th</sup> day of August, 2013.

BY DIRECTION OF THE HONORABLE

\_\_\_\_\_, Judge

DAVID W. PETERSON, CLERK

By Shawn Johnson  
Deputy Clerk

FILED  
KITSAP COUNTY CLERK

13 JUN 10 AM 11:33

DAVID W. PETERSON

BY \_\_\_\_\_ DEPUTY

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF KITSAP  
JUVENILE DEPARTMENT

In re the Welfare of:

LUIS WEST, 12/06/2005

NO. 13-7-00297-7

PETITION FOR TERMINATION OF  
PARENT-CHILD RELATIONSHIP

COMES NOW the State of Washington, Department of Social and Health Services, and petitions the court for entry of an order permanently terminating the parent-child relationship between the above-named minor child, LUIS EWING and KATHERINE WEST.

I. PARTIES

1. Petitioner: KELLY LINSOTT  
Dept. of Social & Health Services  
3423 6<sup>th</sup> St (MS: W18-3)  
Bremerton, WA 98312
2. Child's Mother: KATHERINE WEST
3. Child's Father: LUIS EWING
4. Guardian ad Litem: STEPHENIE HOOKER  
Guardian ad Litem Office  
1338 SW Old Clifton Rd  
Port Orchard, WA 98366

COPY

1 **II. FACTUAL ALLEGATIONS**

2 1. LUIS WEST is a dependent child who is within or resides within Kitsap County,  
3 Washington.

4 2. LUIS WEST was first found a dependent child, pursuant to RCW 13.34.030(5) on  
5 October 23, 2012 as to the mother and in November 2012 as to the father.

6 3. A dispositional hearing was held on November 7, 2013, and a dispositional order  
7 was subsequently entered as to the mother. A dispositional hearing was held on December 7, 2013,  
8 and a dispositional order was subsequently entered as to the father.

9 4. Since being found to be a dependent child, the Kitsap County Juvenile Court has  
10 continued to find LUIS WEST to be a dependent child and temporary ward of the court.

11 5. LUIS WEST was removed from the custody of the parents, pursuant to court order  
12 on July 25, 2012, and has remained out of the parents' care since that time.

13 6. All services ordered under RCW 13.34.130 have been expressly and understandably  
14 offered or provided to KATHERINE WEST, including: Drug/Alcohol evaluation and treatment;  
15 random UA's, Parenting classes, psychological evaluation and parenting assessment, domestic  
16 violence support groups, and a mental health intake. All services ordered under RCW 13.34.130  
17 have been expressly and understandably offered and/or provided to LUIS EWING, including:  
18 Domestic Violence evaluation and follow recommendations, Parenting classes, and a psychological  
19 evaluation and parenting assessment

20 7. The child's mother and father have made little or no attempt at the services offered  
21 toward correcting their parental deficiencies.

22 8. LUIS WEST is not an Indian child as defined by the Indian Child Welfare Act, 25  
23 U.S.C. §1901, et. seq.

24 9. The Service members Civil Relief Act of 2003, 50 U.S.C. §501, et. seq., does not  
25 apply to this proceeding.  
26

11. Continuance of the parent-child relationship clearly diminishes the child's prospects for integration into a stable and permanent home because adoption would be in the child's long-term best interest, and no adoption is possible so long as the parents retain their parental rights.

12. All necessary services, reasonably available, capable of correcting the parental deficiencies within the foreseeable future, have been offered or provided.

### III. PRAYER

Your petitioner prays for entry of an order permanently terminating the parent-child relationship between the above-named minor child, KATHERINE WEST and LUIS EWING.

DATED this 7<sup>th</sup> day of June, 2013.

*Kelly Linscott*  
KELLY LINSOTT, Social Worker  
Department of Social & Health Services

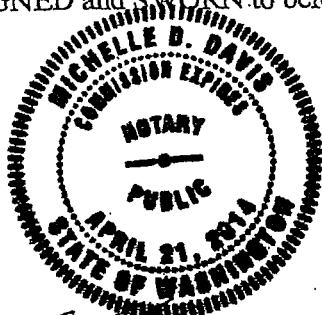
STATE OF WASHINGTON )  
 ) ss.  
 County of Kitsap )

KELLY LINSKOTT, being first duly sworn, upon oath, deposes and says:

I am the petitioner. I have read the Petition for Termination of Parent-Child Relationship, know the contents, and believe the same to be true.

Kelly Linscott  
 KELLY LINSKOTT, Social Worker  
 Department of Social & Health Services

SIGNED and SWORN to before me, this 7<sup>th</sup> day of June, 2013.



Michelle D. Davis  
 Michelle D. Davis  
 NOTARY PUBLIC in and for State of Washington  
 Commission Expires: 4/21/14

Peter Kay  
 PETER KAY, WSBA #24331  
 Assistant Attorney General